

Customer No.: 31561  
Docket No.: 10026-US-PA-0C  
Application No.: 10/711,664

REMARKS

Present Status of the Application

Claims 1-8 are pending of which the claims 1 and 8 have been amended without prejudice or disclaimer in order to more explicitly describe the claimed invention. It is believed that the amended claims 1 and 8 are not added by any new matter; and the updated claims 1-8 are placed in a proper condition for allowance. A reconsideration of the updated claims 1-8 is respectfully requested.

Discussion of the informalities of claim 8

In response thereto, first of all, Applicants would like to gratefully thank the Examiner's pointing out informalities of claim 8.

To more clarify the term of "a far-infrared ceramic", it should be amended to a proper term of "an ultra-infrared ceramic" used in the electrical field and accordingly the terms of "a far-infrared ceramic" throughout the claim 8 and the paragraphs [0027], [0029] and [0036] in the specification are amended.

Response to Claims Rejections under 35 USC §102 and 35 USC §103

*2. Claims 1,2, 4, 6-8 are rejected under 35 USC §102(b) or 35 USC §103(a) as being anticipated or obvious by Kambe (US5,938,979).*

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*3. Claims 1,2, 4-6 are rejected under 35 USC §102(b) or 35 USC §103(a) as being anticipated or obvious by Allen (US6,410,847).*

*4. Moreover, claims 1,2, 4-6 are rejected under 35 USC §102(e) or 35 USC §103(a) as being anticipated or obvious by or Gabower (US6,570,081).*

In response thereto, applicant respectfully traverses the proceeding objections by the following arguments. First of all, the claim 1 is amended as follows:

1. A multilayer film structure for absorbing electromagnetic wave, comprising:

a plurality of polymer films having a multi-film stacking structure, wherein the polymer films are composed of a carbon group compound structure; and, wherein the carbon group compound structure comprises a carbon containing particle, wherein the carbon containing particle comprises a silicon carbide particle; and

a plurality of permeability films formed on each surface of the polymer films.

Therefore, from either in Kambe, Allen and Gabower or combinations therefore, they only disclose a polymer binder in Kambe, a composite material comprised of a plastic material in Allen, and a thermoformable polymeric sheet comprised of a polymeric material in Gabower. Accordingly, either in Kambe, Allen and Gabower or combinations therefore fails to teach, suggest or disclose "the carbon group compound structure comprises a carbon containing particle,

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wherein the carbon containing particle comprises a silicon carbide particle" as claimed and featured in the amended claim 1. As a result, the amended claim 1 is patentable over Kambe and further in view of Allen and Gabower either under 35 USC §102(b) or 35 USC §103(a).

With respect to dependent claims 2-8, those claims are patentable as a matter of law for at least the following reason that they contain all features of their base independent claim 1.

**Discussion of Double Patenting**

*Claims 1-8 are provisionally rejected under the judicially created doctrine of obvious-type double-patenting as being unpatentable over claims 1-8 of copending Application No. 10/604, 393.*

In response thereto, I Applicants submit herewith a terminal disclaimer pursuant to 37 C.F.R. §1.321(c). Applicants have submitted the terminal disclaimer solely to advance the prosecution of the application, without conceding that the double patenting rejection is properly based.

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### CONCLUSION

Based on the proceeding discussion, the amended claims 1-8 are in a proper condition for allowance and a reconsideration of these claims is respectfully requested. If the Examiner believes that a telephone conference would expedite the examination of the above-identified patent application, the Examiner is invited to call the undersigned.

Respectfully submitted,

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